



California Fair Political Practices Commission

November 17, 1989

Dottie Crump
P.O. Box 2392
Big River, CA 92242

Re: Your Request For Advice
Our File No. A-89-603

Dear Ms. Crump:

You have requested advice on behalf of yourself and your husband, Dave Crump, concerning the campaign provisions of the Political Reform Act.^{1/} You and Mr. Crump are candidates for Director of the Big River Community Services District Board.

QUESTION

Can a candidate receive a waiver of the requirement to use a California bank for his or her campaign bank account?

CONCLUSION

An individual who has filed a statement of intention to be a candidate must establish a campaign bank account at an office of a financial institution located in the State of California. The Commission has no authority to grant any exemptions to or waivers of this requirement.

^{1/} Government Code Sections 81000-91015. All statutory references are to the Government Code unless otherwise indicated. Commission regulations appear at 2 California Code of Regulations Section 18000, et seq. All references to regulations are to Title 2, Division 6 of the California Code of Regulations.

Dottie Crump
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ANALYSIS

The Act requires individuals to establish a campaign bank account at an office of a financial institution located in the State of California upon filing the statement of intention pursuant to Section 85200.

Section 85201(a) provides:

Upon the filing of the statement of intention pursuant to Section 85200, the individual shall establish one campaign contribution account at an office of a financial institution located in the state. (Emphasis added.)^{1/}

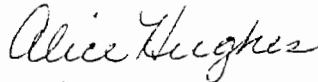
All contributions and loans made to the candidate must be deposited in the campaign bank account. All personal funds which will be utilized to promote the election of the candidate must be deposited in the account prior to expenditure. (Sections 85201(c & d).)

Therefore, you and your husband's campaign bank accounts must be established and maintained at a financial institution in California. The statute provides the Commission with no authority to exempt any candidate from this requirement.

Please contact me at (916) 322-5662 if you have any additional questions.

Sincerely,

Kathryn E. Donovan
General Counsel



By: Alice Hughes
Political Reform Consultant

Enclosure

^{1/} The campaign bank account statement (Form 502) must be filed with the Commission within 24 hours of opening a campaign bank account. (Section 85201(b).)

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October 16, 1989

Fair Political Practice Commission
428 J Street
Sacramento, CA 95814

Attention: Kathy Donovan

My husband, Dave Crump, and I are both candidates for
Director of the Community Services District Board at
Big River, (Earp) California.

We wish to open small campaign accounts and are
requesting a waiver regarding the use of a California
bank for the following reason:

Our little community is located on the
Colorado River at a half way point between
Blythe, California and Needles, California.
Either direction is a 60 mile drive one way.
Because of this, we request permission to
open accounts at a bank in Parker, Arizona
which is located only 7 miles from our
community.

It is urgent that we receive your answer as soon as
possible since the time is drawing near.

Sincerely,

Dottie Crump
Dottie Crump
P.O. Box 2392
Big River, CA 92242



California Fair Political Practices Commission

October 23, 1989

Dottie Crump
P.O. Box 2392
Big River, CA 92242

Re: Letter No. 89-603

Dear Ms. Crump:

Your letter requesting advice under the Political Reform Act was received on October 19, 1989 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact me directly at (916) 322-5662.

We try to answer all advice requests promptly. Therefore, unless your request poses particularly complex legal questions, or more information is needed, you should expect a response within 21 working days if your request seeks formal written advice. If more information is needed, the person assigned to prepare a response to your request will contact you shortly to advise you as to the information needed. If your request is for informal assistance, we will answer it as quickly as we can. (See Commission Regulation 18329 (2 Cal. Code of Regs. Sec. 18329).)

You also should be aware that your letter and our response are public records which may be disclosed to the public upon receipt of a proper request for disclosure.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jeanne Pritchard".

Jeanne Pritchard
Chief Technical Assistance
and Analysis Division

JP:plh